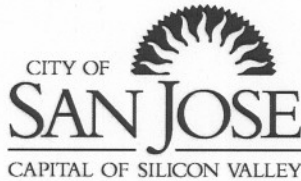


SUPPLEMENTAL



Memorandum

TO: HONORABLE MAYOR AND
CITY COUNCIL

FROM: Scott P. Johnson
James R. Helmer

**SUBJECT: SUPPLEMENTAL MEMO FOR
PUBLIC HEARING ON
SIDEWALK REPAIRS**

DATE: August 4, 2005

Approved

Date

Aug 5, 2005

COUNCIL DISTRICT: City-wide

REASON FOR SUPPLEMENTAL MEMO

To report on the results of the Sidewalk Repair Administrative Hearings that were held on July 12-14, 2005 to ensure that the property owners have the opportunity to discuss the outstanding charges with staff prior to placement of the potential liens. Additionally, the memorandum presents the Final Report of the Directors of Finance and Transportation to the City Council on the Cost of Sidewalk Repairs (report).

RECOMMENDATION

Accept the attached Final Report of the Directors of Finance and Transportation and direct staff to continue with the lien process for properties identified in the report.

BACKGROUND

Two notices of public hearing were sent to 33 property owners on June 29, 2005 and July 6, 2005. The mailings were necessary to properly notify potential lien candidates of the date and time of the public hearing, the impending lien on their property, and provide an opportunity to attend an Administrative Hearing with Department of Transportation staff held on July 12-14, 2005.

ANALYSIS

Subsequent to the public hearing notification process, 10 of the 33 property owners originally notified settled outstanding issues and/or amounts related to sidewalk repairs. Additionally, staff

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from the Department of Transportation participated in administrative hearings with one property owner. Results of the administrative hearings and staff recommendations are indicated below:

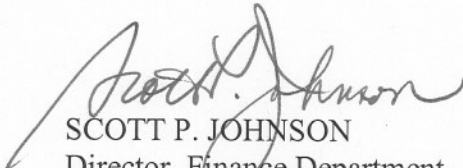
One account was reduced from \$10,021.95 to \$9,903.95 and removed from the lien process. The reduced amount was paid in full by the property owner.

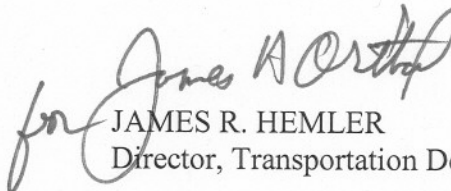
CONCLUSION

The lien notices and the Administrative Hearing process were successful. Ten (10) property owners have agreed to pay their outstanding invoices or have paid in full. The attached Report of the Directors of Finance and Transportation represents the current and complete list of property owners that are delinquent in paying for work performed by the City of San Jose for the cost of sidewalk repairs. Once the public hearing is held, property owners remaining on the Directors Report will have until the lien recording date (August 10, 2005) to pay the amount in full to avoid a property lien from being recorded with the County Recorder's Office.

COORDINATION

This supplemental memorandum has been coordinated with the City Attorney's Office.


SCOTT P. JOHNSON
Director, Finance Department


JAMES R. HEMLER
Director, Transportation Department

attachment

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City of San Jose
Department of Finance and Transportation
Report of the Director's of Finance and Transportation to the City Council on the Cost of Sidewalk Repairs
9-Aug-05

ACCT#	ASSIGN	NAME	MAILING ADDRESS	SITUS	APN	AMOUNT	FEE	TOTAL
100312	7/22/1999	Quy My Vuong & Thanh Chung Phung Et Al	7066 Morecambe Dr San Jose CA 95120	1238 Flora Ave	299-11-025	\$ 993.50	\$ 11.00	\$ 1,004.50
115507	5/27/2003	Arleen Avila	10 Jackson St 202 Los Gatos CA 95030	687 S 10th St	472-23-050	\$ 1,634.75	\$ 11.00	\$ 1,645.75
117331	10/24/2003	Urone LLC	1213 Cabrillo Dr Tulare CA 93274	1101 S 1st St	434-08-080	\$ 3,763.00	\$ 11.00	\$ 3,774.00
		Agent for Service: Shirley Anne Briggs						\$ -
117427	10/30/2003	Boaz M Kagan	Po Box 51311 Palo Alto CA 94303	5597 Shadowcrest Way	464-47-018	\$ 710.00	\$ 11.00	\$ 721.00
117576	11/13/2003	A Alan Alameda Trustee ET Al	600 S 2nd St San Jose CA 95113	600 S 2nd St	472-26-064	\$ 4,354.40	\$ 11.00	\$ 4,365.40
117879	12/17/2003	Cristina Bautista	2484 Battaglia Cl San Jose CA 95132	2484 Battaglia Cl	245-04-070	\$ 1,139.00	\$ 11.00	\$ 1,150.00
117880	12/17/2003	Gemie & Frank Gutierrez	1456 Hanchett Ave San Jose CA 95126	1456 Hanchett Ave	274-13-021	\$ 786.40	\$ 11.00	\$ 797.40
117895	12/17/2003	Tillie Z & Jess A Murillo	984 Diadem Dr San Jose CA 95116	984 Diadem Dr	481-34-028	\$ 1,704.84	\$ 11.00	\$ 1,715.84
117896	12/17/2003	Hermi A De Leon	2152 Cinderella Ln San Jose CA 95116	2152 Cinderella Ln	481-34-072	\$ 1,021.04	\$ 11.00	\$ 1,032.04
118414	2/6/2004	Orlando B Doyle	1310 N Washington Ave 11 Royal Oaks MI 48067	1321 Crossgate Ln	577-36-016	\$ 280.22	\$ 11.00	\$ 291.22
118490	2/18/2004	Luzmaria Martinez	374 S 19th St San Jose CA 95116	374 S 19th St	467-51-056	\$ 361.00	\$ 11.00	\$ 372.00
118491	2/18/2004	Marissa & Charles Arechiga III	1406 Mt Shasta Dr San Jose CA 95127	1406 Mt Shasta Dr	647-17-045	\$ 1,633.08	\$ 11.00	\$ 1,644.08
118782	3/18/2004	Saidu L Kamara	2340 Stevens Creek Bl 1 San Jose CA 95128	1717 Berrywood Dr	254-09-119	\$ 454.00	\$ 11.00	\$ 465.00
119397	5/19/2004	Arthur & Gloria C Queyqep	5563 Russo Dr San Jose CA 95118	5563 Russo Dr	569-04-106	\$ 890.18	\$ 11.00	\$ 901.18
120335	8/20/2004	Dawn S Cox	186 Ramona Rd Danville CA 94526	942 Nevada Ave	429-22-005	\$ 479.25	\$ 11.00	\$ 490.25
120771	9/30/2004	Ahmet & Hacima Sabic	1056 S Daniel Way San Jose CA 95128	925 Sherman Oaks Dr	282-32-063	\$ 709.32	\$ 11.00	\$ 720.32
120774	9/30/2004	Walter E Harding	502 S 2nd St San Jose CA 95112	502 S 2nd St	472-26-086	\$ 4,145.15	\$ 11.00	\$ 4,156.15
120776	9/30/2004	Jose Rosete & Julio C Camacho	3167 Sylvan Dr San Jose CA 95148	3167 Sylvan Dr	649-06-037	\$ 938.32	\$ 11.00	\$ 949.32
121154	11/12/2004	Katerina & Karlo Simic	100 Blossom Way Scotts Valley CA 95066	1931 Park Ave	274-06-027	\$ 1,822.64	\$ 11.00	\$ 1,833.64
121164	11/12/2004	Joyce Perea Trustee	2150 Waverly Ave San Jose CA 95122	2150 Waverly Ave	491-07-049	\$ 637.42	\$ 11.00	\$ 648.42
121874	2/3/2005	First Republic Bank *	101 Pine St San Francisco CA 94111	25 N 14th St	467-15-082	\$ 920.74	\$ 11.00	\$ 931.74
121877	2/3/2005	Jeffrey G Draeger	1017 Vista Del Mar San Jose CA 95132	136 N 31st St	481-01-049	\$ 1,882.84	\$ 11.00	\$ 1,893.84
122589	4/13/2005	Danh Ta, Ly Nguyen & Dan Ho	1006 E Santa Clara san Jose CA 95116	1006 E Santa Clara St	467-31-039	\$ 6,390.71	\$ 11.00	\$ 6,401.71
						\$ 39,483.30		\$ 39,747.30

*Company stated they will make payment before assessment date. When payment is received, they will be removed from lien list.